

2RESOLUTION NO. 72166

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE
SETTING THE SCHEDULE OF FEES FOR THE USE OF PARKS AND
RECREATIONAL FACILITIES AND REPEALING RESOLUTION
NO. 71740, TO BE EFFECTIVE JULY 1, 2004**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. DEFINITIONS.

Unless expressly provided to the contrary, the following terms shall, for the purpose of this Resolution, have the meanings set forth in this Section.

- A. Category I. A Category I user must meet at least one of the following conditions:
1. Government agencies, other than the City of San Jose conducting an activity or event where no fees are to be charged.
 2. Senior Adult, Youth, or Disabled service organizations holding events open to the public provided that:
 - a. San Jose residents must comprise 51% or more of the organization's membership.
 - b. Proof of Federal or State tax-exempt status is not required.
 - c. Proof of organized structure (by-laws or articles of incorporation) is required at the time of application.
 3. Tax-exempt organizations and community service organizations holding a meeting or activity provided that:
 - a. The meeting or activity will be open to the public regardless of membership;
 - b. City of San Jose residents comprise 51% or more of the organization's membership;
 - c. No admission or activity fees are to be charged;
 - d. At the time of application, the organization shows proof of Federal and State tax-exempt status or proof of organized structure (by-laws or articles of incorporation).

- B. Category II. A Category II user must meet at least one of the following conditions:
1. Tax-exempt organizations or community service organizations holding a meeting or activities open to the public but with an admission charge or fee provided that:
 - a. City of San Jose residents comprise 51% or more of the organization's membership;
 - b. At the time of application, the organization shows proof of Federal and State tax-exempt status or proof of organized structure (by-laws or articles of incorporation).
 2. Tax-exempt organizations and community service organizations holding a meeting or activities, which will be closed to the public, provided that:
 - a. At the time of application, the organization shows proof of Federal and State tax-exempt status or proof of organized structure (by-laws or articles of incorporation).
 - b. City of San Jose residents comprise 51% or more of the organization's membership.
 - c. No admission or activity fees are to be charged.
- C. Category III. Category III shall apply to all authorized users not covered by either Category I or Category II.
- D. Class A Facility. Use of Large facilities that include a kitchen, gazebo and a multi-purpose room. Parks, Recreation and Neighborhood Services ("PRNS") large facilities are found at the following centers; Berryessa, Evergreen and Leininger and such other centers identified by the Director of PRNS.
- E. Class B Facility. Provides for rooms up to a 30 person capacity.
- F. Class C Facility. All other Facilities not included in Class A or Class B.
- G. Director. Director shall mean the department head designated by the City Manager to administer a particular facility or program.
- H. Facility. A building, community center, park shelter building, gym or similar indoor facility, not including outdoor park areas, managed by PRNS and which is available for reservation.
- I. Fitness Center. Provides an area with work out equipment in an indoor, secured facility.
- J. Gated Event. A publicly advertised activity, open to the public, which requires a modest admission fee (up to \$15) and is held in all or a portion of the park or event site, which is designated exclusively for that event.

- K. Holiday. Shall mean those days so designated by the City Council on which City employees are entitled to paid holiday leave.
- L. Large Scale Park Event. An activity which meets both of the following criteria: (1) that is scheduled for a duration of four or more hours (excluding set-up and take-down time); and (2) that will involve five or more booths for the purpose of the sale or distribution of food, beverages or merchandise.
- M. Long Term Event. Shall mean 2 or more reserved dates from one application within a 6-month period.
- N. Series Park Event. A Large or Small Scale Event that repeats on the same day of the week over a period of consecutive weeks with substantially the same site plan.
- O. Small Scale Park Event. An activity which meets both of the following criteria: (1) that is scheduled for a duration of less than four hours (excluding set-up and take-down time); and (2) that will include sale or distribution of food, beverages or merchandise but shall involve four or fewer booths for such purpose.
- P. Person. Person shall have the same meaning as in Title 1 of the San Jose Municipal Code.
- Q. Resident. Resident shall mean any person who resides or owns real property within the city limits of San Jose.
- R. Senior. Unless specified otherwise, senior shall be defined as any person age 60 or older.
- S. Student. Student shall be defined as any person ages 18-24 with valid student body picture ID or a valid student body card from an accredited educational institution and a valid picture ID.
- T. Youth. Unless specified otherwise, youth shall be defined as any person age 17 or younger.

SECTION 2. PARKS, RECREATION AND NEIGHBORHOOD SERVICES.

Use of PRNS facilities and parks, including buildings, rooms and designated areas, shall be charged in accordance with the following fee schedule and classifications. (Parks and facilities that have specific rates listed separately in other sections are not subject to those rates listed in this section). The Director shall determine which PRNS facilities or parks are available for reservation.

- A. The minimum charge for reservation of a facility shall be the fee equivalent to two hours use.

B. Facility Use Fees

1. Class A Facilities

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|----|-----------------------------|--------------------|
| a. | Category I | No charge |
| b. | Category II | \$ 45.00 per hour |
| c. | Category III - Resident | \$ 100.00 per hour |
| d. | Category III - Non-Resident | \$ 125.00 per hour |

2. Class B Facilities (Class Rooms up to 30 person capacity and Park Shelter Buildings)

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|----|-----------------------------|-------------------|
| a. | Category I | No charge |
| b. | Category II | \$ 20.00 per hour |
| c. | Category III - Resident | \$ 40.00 per hour |
| d. | Category III - Non-Resident | \$ 50.00 per hour |

3. Class C Facilities (All other Facilities)

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|----|-----------------------------|-------------------|
| a. | Category I | No charge |
| b. | Category II | \$ 35.00 per hour |
| c. | Category III - Resident | \$ 60.00 per hour |
| d. | Category III - Non-Resident | \$ 85.00 per hour |

C. Package Use Rate – Flat Fee for use of the identified facilities for 7 hours time concurrent (Application Fee inclusive in Package Rate)

1. Class A Facilities (large facilities like Berryessa, Evergreen and Leininger)

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|----|---------------------------------|--------------------|
| a. | Resident | \$ 700.00 |
| b. | Non-Resident | \$ 875.00 |
| c. | Additional Hours - Resident | \$ 100.00 per hour |
| d. | Additional Hours – Non-Resident | \$ 125.00 per hour |

2. Class B Facilities

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|----|---------------------------------|-------------------|
| a. | Resident | \$ 280.00 |
| b. | Non-Resident | \$ 350.00 |
| c. | Additional Hours - Resident | \$ 40.00 per hour |
| d. | Additional Hours – Non-Resident | \$ 50.00 per hour |

3. Class C Facilities

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|----|---------------------------------|-------------------|
| a. | Resident | \$ 420.00 |
| b. | Non-Resident | \$ 595.00 |
| c. | Additional Hours - Resident | \$ 60.00 per hour |
| d. | Additional Hours – Non-Resident | \$ 85.00 per hour |

D. Unless otherwise provided, a fee of two times the normal rate shall be charged for each hour or fraction thereof that a group uses a facility beyond its scheduled reservation period.

E. The application fee for each reservation shall be as follows:

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|----|-----------------------------|---------------------------|
| 1. | Category I | \$ 30.00 per application |
| 2. | Category II | \$ 40.00 per application |
| 3. | Category III - Resident | \$ 50.00 per application |
| 4. | Category III - Non-Resident | \$ 100.00 per application |

F. Late application fee (within 20 working days of proposed use):

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|----|--------------------------|---------------------------|
| 1. | Long term/small scale | \$ 100.00 per application |
| 2. | Large scale | \$ 300.00 per application |
| 3. | Less than 24 hour notice | Amount of Staff Cost |

G. The following amounts shall be charged as a cleaning/damage deposit for any user of PRNS Facilities. The cleaning/damage deposit will be refunded if the Facility is left in a manner deemed satisfactory to the Director. If the Facility is not left in a manner deemed satisfactory to the Director, the Director will charge the group the City's actual cost for cleaning, repair or both whether or not a sufficient cleaning/damage deposit was charged.

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| 1. | Classroom Use for purpose of meetings | \$ 50.00 per application |
| 2. | All Other Use | |
| a. | Groups with expected attendance up to 200 | \$ 250.00 per application |
| b. | Groups with expected attendance from 201 to 600 | \$ 500.00 per application |
| c. | Groups with expected attendance from 601 to 5,000 | \$1,000.00 per application |
| d. | Groups with expected attendance over 5,000 or event not open to the public | By agreement with Director |

The Director shall determine the reasonable expected attendance for an event.

H. Cancellation Charges For All Reservations:

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|----|---|------------------------|
| 1. | More than thirty (30) days prior to reservation date | 25% of estimated fees |
| 2. | Within thirty (30) or fewer days of reservation date | 50% of estimated fees |
| 3. | Less than 48 hours notice | 100% of estimated fees |
| 4. | There are no refunds for inclement weather. | |
| 5. | A fee of \$10.00 shall be charged for each time a group changes its reservation | |

I. Miscellaneous Fees. The following fees and charges shall be in addition to the applicable reservation fees, and the applicability of such fee shall be determined by the Director in his or her reasonable discretion:

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|-----|--|--|
| 1. | Reimbursement for direct, identified costs incurred by City | Amount of actual cost |
| 2. | Chair rental (100 minimum) | \$ 1.00 per chair |
| 3. | Set up and take down of chairs | Amount of actual cost |
| 4. | Clean-up or damage charge | Amount of actual cost |
| 5. | Additional City staff as needed | Amount of actual cost |
| 6. | Steam Cleaning (if necessary) | Amount of actual cost |
| 7. | Renovation & Planting | Amount of actual cost |
| 8. | Event day inspection | Amount of actual cost |
| 9. | Security (if necessary) | Amount of actual cost |
| 10. | Additional Garbage receptacles | Amount of actual cost |
| 11. | Banners - City staff installed | Amount of actual cost |
| 12. | Returned checks | Current established City fee |
| 13. | Reservations on City Holidays (this fee does not apply to Happy Hollow Park and Zoo) | 1.5 times staff cost |
| 14. | Portable Restrooms | Amount of actual cost |
| 15. | Commercial Wedding Photographer Permit | \$ 50.00 each |
| 16. | Commercial Catering Permit | \$ 50.00 each |
| 17. | Key deposit | \$ 25.00 per set |
| 18. | Private Reservation Site Tours | Only if staff availability permits and fees to be established by the Director, not to exceed cost recovery |

J. The schedule of fees for use of gymnasiums shall be as follows:

1. Full Gymnasium

	<u>Adults</u>	<u>Youth/Sr/Disabled</u>
a. Category I	\$ 16.00 per hour	\$ 15.00 per hour
b. Category II	\$ 26.00 per hour	\$ 25.00 per hour
c. Category III - Resident	\$ 32.00 per hour	\$ 30.00 per hour
d. Category III - Non-Resident	\$ 44.00 per hour	\$ 40.00 per hour

2. Half Gymnasium

	<u>Adults</u>	<u>Youth/Sr/Disabled</u>
a. Category I	\$ 11.00 per hour	\$ 10.00 per hour
b. Category II	\$ 21.00 per hour	\$ 20.00 per hour
c. Category III - Resident	\$ 26.00 per hour	\$ 25.00 per hour
d. Category III - Non-Resident	\$ 39.00 per hour	\$ 35.00 per hour

3. Bleacher Set Up Charge (includes take-down). For all groups, the fee shall be as follows:

a. Bleacher Section (minimum of 2 sections)	\$ 5.75 per section
b. One-half Bleacher (6 sections)	\$ 34.50 per use
c. Full Bleacher (12 sections)	\$ 69.00 per use

K. Pool Use - Drop in Lap Swim

1. Adults	\$ 3.00 per use
2. Youth, Senior, Disabled	\$ 2.00 per use
3. 10 Visit Pass for Adults	\$ 22.50
4. 10 Visit Pass for Youth, Senior, Disabled	\$ 15.00

L. The schedule of fees for reserved use of locker room facilities shall be as follows:

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|----|--------------|-------------------|
| 1. | Category I | \$ 15.00 per hour |
| 2. | Category II | \$ 20.00 per hour |
| 3. | Category III | \$ 25.00 per hour |

M. The schedule of fees for the use of Fitness Center facilities by individuals shall be as follows. Individual passes include access to the fitness center, gymnasium, locker rooms and showers. Individual passes do not include pool access.

1. Drop In Gym and Fitness

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|----|-----------------------|-----------------|
| a. | Adults - Resident | \$ 3.00 per day |
| b. | Adults - Non-Resident | \$ 3.50 per day |
| c. | Youth/Senior/Disabled | \$ 2.00 per day |

2. 30 Day Pass

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|----|-----------------------|----------|
| a. | Adults | \$ 20.00 |
| b. | Youth/Senior/Disabled | \$ 15.00 |

3. Annual Pass

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|----|-----------------------|-----------|
| a. | Adults | \$ 125.00 |
| b. | Youth/Senior/Disabled | \$ 100.00 |

N. In addition to the other fees set forth herein, users holding events (i) at which attractions or amusements will be available for a charge; or (ii) to which an admission fee will be charged (not including Guadalupe River Park) or (iii) sell food, beverages or merchandise at the Facility in conjunction with the use of the Facility (not including Guadalupe River Park), shall pay an additional fee pursuant to the following schedule:

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|----|--------------|--------------------------------|
| 1. | Category I | fee plus 5% of gross receipts |
| 2. | Category II | fee plus 10% of gross receipts |
| 3. | Category III | By agreement with Director |

J. In addition to other fees set forth herein, user holding Gated Events at Guadalupe River Park and other parks not otherwise covered in this Fee resolution as they may be designed by the Director will be charged, shall pay additional fee of 5% of gross ticket sales.

SECTION 3. FIELD AND SPORT FACILITIES.

Applicants for field and sport facilities reservations shall be charged in accordance with the schedule of fees set and classifications forth in this Section.

A. The fees for reservation of turf areas for soccer/football/rugby or other turf sports with fields lined and/or goals installed by the City shall be as follows:

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|----|--------------|-------------------|
| 1. | Category I | \$ 1.00 per hour |
| 2. | Category II | \$ 11.00 per hour |
| 3. | Category III | \$ 14.00 per hour |

B. The fees for reservation of turf areas for soccer/football/rugby or other turf sports casual fields or practice areas; no goals, no lines marked) shall be as follows:

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|----|--------------|-------------------|
| 1. | Category I | \$ 1.00 per hour |
| 2. | Category II | \$ 8.00 per hour |
| 3. | Category III | \$ 11.00 per hour |

C. The fees for reservation of informal softball/ diamonds (with no backstop or dugout) shall be as follows:

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|----|--------------|-------------------|
| 1. | Category I | \$ 1.00 per hour |
| 2. | Category II | \$ 8.00 per hour |
| 3. | Category III | \$ 11.00 per hour |

D. The fees for reservation of formal baseball and softball diamonds (with a backstop and/or dugout) shall be as follows:

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|----|--------------|-------------------|
| 1. | Category I | \$ 1.00 per hour |
| 2. | Category II | \$ 11.00 per hour |
| 3. | Category III | \$ 14.00 per hour |

E. The fees for turning on lights for night use (except tennis courts) shall be an additional \$ 30.00 per hour.

F. The charges for preparation of lines for the fields (lining the field with chalk/or paint once) shall be as set forth in this Section. The preparation work shall be at the option of the permittee and the City.

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|----|----------------------------|---------------------|
| 1. | Baseball/Softball Diamonds | \$ 45.00 per field |
| 2. | Soccer/Rugby | \$ 175.00 per field |

G. The fees and charges for use of City's fields and sports facilities for Tournament purposes shall be as follows:

1. Softball/Baseball Fields (2 fields, 2 days, no lights, no field prep, no staff)

- a. Category I \$ 200.00 per tournament
 - (i) Additional fields \$ 100.00 each
 - b. Category II \$ 550.00 per tournament
 - (i) Additional fields \$ 180.00 each
 - c. Category III \$ 700.00 per tournament
 - (i) Additional fields \$ 250.00 each
- 2. Field/Turf Sports (Soccer/Rugby) (1 field, 1 day, no lights, no field prep, no City staff provided)
 - a. Category I \$ 200.00 per tournament
 - (i) Additional fields \$ 100.00 each
 - b. Category II \$ 550.00 per tournament
 - (i) Additional fields \$ 180.00 each
 - c. Category III \$ 700.00 per tournament
 - (i) Additional fields \$ 250.00 each

H. The fees for reservation of Tennis courts shall be as follows:

- a. Category I \$ 1.25 per hour per court
- b. Category II \$ 3.50 per hour per court
- c. Category III \$ 4.50 per hour per court

SECTION 4. ADULT SPORTS LEAGUES.

The fees for participation in the Adult Sports Leagues shall be as follows:

A. Softball/Slow Pitch:

- 1. 2 Umpire League (10 games, playoffs) \$ 740.00 per team
- 2. 1 Umpire League (10 games, playoffs) \$ 650.00 per team

B. Fast Pitch Softball:

- 1. Spring/Summer League (12 games, playoffs, 2 umpires) \$ 880.00 per team
- 2. Fall League (6 games, playoffs, 2 umpires) \$ 440.00 per team

C. Basketball:

- 1. Fall/Winter/Summer (6 games, playoffs) \$ 530.00 per team

2. Fall/Winter/Summer (8 games, playoffs) \$ 660.00 per team
- D. Soccer:
 - Spring/Summer/Fall League (10 games) \$ 740.00 per team
- E. Volleyball League:
 1. Indoor (18 matches, playoffs) \$ 300.00 per team
 2. Summer Outdoor 3-on-3 (18 matches)
 - a. Team fee \$ 120.00
 - b. Individual player fee \$ 40.00
- F. Flag Football:
 - Winter or Fall (7 games, playoffs) \$ 700.00 per team
- G. Non-Resident Fees for participation on any team or in any league (in addition to regular fees):

Team Sports: \$ 15.00 per person (not to exceed \$90.00 per team)
- H. Forfeit Fee for all sports \$ 25.00
- I. Reinstatement (from suspension) Fee for all Sports
 1. Individual \$ 20.00
 2. Team \$ 50.00
- J. Early bird registration completed 1 week prior to registration deadline will be a \$10.00 discount per team.

SECTION 5. SPECIAL RESERVATION AND PERMIT FEES.

The fees and charges set forth in this Section shall apply to the reservation of, or permit to use, any City park or recreational facility, unless a specific schedule of fees for the particular park, recreational facility or activity is in effect.

- | A. | <u>Reservation Fees for Particular Activities</u> | <u>Fee</u> |
|----|---|--|
| 1. | Dog shows | \$ 125.00 each day |
| 2. | Outdoor Ceremonies (which are events with set up for less than 200 individuals – larger outdoor | \$ 200.00 for 2 hours - Resident
\$ 250.00 for 2 hours - Non-Resident |

ceremonies are covered below under
Event Permit)

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| 3. | Japanese Friendship Garden
(ceremony must conclude by 1:00
p.m.) | \$ 1,200.00 for 4 hours - Resident
\$ 1,350.00 for 4 hours - Non-
Resident |
| 4. | Reserved parking for ceremonies at
Japanese Friendship Garden (up to
43 spaces) | \$ 7.00 per car |

B. Event Permits

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|----|---|--|
| 1. | Large Scale Event Permit | \$ 1,300.00 per day |
| 2. | Small Scale Event Permit | \$ 500.00 per day |
| 3. | Small Scale Series Event | Fee per Series |
| | 2 - 4 days | \$ 450.00 |
| | 5 - 8 days | \$ 850.00 |
| | 9 - 12 days | \$ 1,200.00 |
| | 13 - 16 days | \$ 1,600.00 |
| 4. | Series Event - Large Scale Fee Per Series or Series Event - Small Scale
more than 16 days | |
| | 2 - 4 days | \$ 1,100.00 |
| | 5 - 8 days | \$ 2,200.00 |
| | 9 - 12 days | \$ 3,200.00 |
| | 13 - 16 days | \$ 4,300.00 |
| | More than 16 days | \$ 4,300.00 plus \$ 275.00 per day
over 16 days |
| 5. | The fees for exclusive reservations for activities not otherwise specified or
provided for in this Resolution shall be as follows: | |
| | Number of Persons | Amount per Day |
| | 1 – 100 | \$ 100.00 |
| | 101 – 500 | \$ 300.00 |
| | 501 - 2,500 | \$ 500.00 |
| | 2,501 - 10,000 | \$ 1,000.00 |
| | 10,001 or more | \$ 1,500.00 |
| 6. | Setup/Takedown Charges | Amount per Day |
| | Small Scale Event | \$ 100.00 |
| | Large Scale Event | \$ 250.00 |

The Director shall designate which parks and facilities are or are not available for
large scale, or small scale events.

- C. Sales Booths Used. A charge in addition to the applicable other fees set forth herein shall be charged according to the schedule set forth below in those instances where all or a part of a park or recreational facility has been reserved for an event or an activity (i) at which attractions or amusements will be available for a charge; or (ii) to which an admission fee will be charged. These fees do not apply to the sale of food or merchandise from a booth or to Gated Events at Guadalupe River Park. This subsection shall not apply to entities with a tax-exempt status.

Categories I, II, and III	\$ 15.00 per sales booth per event
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- D. Air Jumper Vendor Fee

Air Jumper Vendor Fees in the - neighborhood Parks as designated by Director of PRNS	\$500.00 annually per Vendor
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SECTION 6. PICNIC RESERVATION FEES.

The following fees for Picnic Area Reservations shall be charged at Parks that allow reservations of picnic areas. The reservation fee includes the application fee; a cleaning and damage deposit of \$250.00 is required for picnic areas of 300 or more individuals. Happy Hollow Park and Zoo rates are listed separately below.

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|----|---|---------------------|
| 1. | Areas seating up to 35 individuals: | |
| | Resident | \$ 55.00 per group |
| | Non-Resident | \$ 65.00per group |
| 2. | Areas seating 36 to 75 individuals: | |
| | Resident | \$ 100.00 per group |
| | Non-Resident | \$ 120.00 per group |
| 3. | Areas seating 76 to 99 individuals: | |
| | Resident | \$ 130.00 per group |
| | Non-Resident | \$ 160.00 per group |
| 4. | Areas seating 100 - 199 individuals: | |
| | Resident | \$ 150.00 per group |
| | Non-Resident | \$ 180.00 per group |
| 5. | Areas seating 200-299 individuals: | |
| | Resident | \$ 170.00 per group |
| | Non-Resident | \$ 200.00 per group |
| 6. | Areas seating 300-399 individuals: | |
| | Resident | \$ 300.00 per group |
| | Non-Resident | \$ 330.00 per group |
| 7. | Areas seating more than 400
individuals: | |
| | Resident | \$ 490.00 per group |
| | Non-Resident | \$ 570.00 per group |

SECTION 7. CAMPING FEES.

The following camping fees shall be charged for use of City facilities within the City of San Jose where camping is permitted:

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| A. | Overnight camping (allowed at Alum Rock Park only) | \$ 10.00 per night minimum or
\$ 0.50 per person/night |
| B. | Day Camp/Other groups not having tax-exempt status | \$ 50.00 minimum per week or
\$ 0.75 per person/week, Monday through Friday only |
| C. | Day Camp/Non-Profit tax-exempt groups | \$ 50.00 per week,
Monday through Friday only |

SECTION 8. FAMILY CAMP FEES.

- A. Camp Season Rates: The Season typically runs from June through August. The Season may move a week or so depending on the Fathers Day and Labor Day holidays

1. Rates per day, per person, including lodging, programs and three (3) meals each day:

<u>Age Group</u>	<u>Residents</u> Overnight Per Person	<u>Non-Residents</u> Overnight Per Person
Adult	\$ 41.00	\$ 58.00
10 - 15 years	\$ 34.00	\$ 45.00
6 – 9 years	\$ 23.75	\$ 32.00
3 – 5 years	\$ 16.75	\$ 22.00
Under 3 years	No Charge	No Charge

2. Reservations for fewer than three consecutive days shall pay a 10% surcharge, unless the reserving party is willing to accept tent assignment on a space available basis.

3. Individual meal rates, when purchased separately, per person, per meal:

<u>Age Group</u>	<u>Per Person</u>
11 years and older	\$ 7.50
10 years and younger	\$ 5.50

4. The following discount in camp rates will be applied to reservations falling entirely within the period from the opening of the summer session to the second Thursday in July, for stays on Sunday, Monday, Tuesday and Wednesday nights:

<u>Length of Stay</u>	<u>Total Discount</u> Per Person
Three- night stay	\$ 10.00
Four-night stay	\$ 13.00

5. Utility use fee for tents supplied with electricity (per night): \$3.25

B. Pre And Post Season Rates: Pre Season typically begins in mid to late April and ends at the end of May or beginning of June. Post Season typically begins at the beginning of September and ends in mid October.

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| 1. | Rate per day, per tent | \$ 16.75 |
| 2. | Rental per day of Kitchen/Dining Hall | \$ 260.00 |
| 3. | Kitchen damage/security deposit (refundable) | \$ 250.00 |
| 4. | Specialized food service and staffing | Amount of actual cost |
| 5. | Entire Camp Rental (includes two meeting rooms) (a maximum of 60 tents) | \$ 1,025.00 per night plus \$ 16.75 per additional tent, as available, for each tent over 60 |

C. Cancellation Charges Applicable To Camp Season And Pre/Post Seasons:

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|----|--|---|
| 1. | Full or partial cancellation, four weeks or more notice | \$ 50.00 |
| 2. | Full or partial cancellation, less than four weeks notice, but at least two weeks notice | \$ 85.00 or 25% of fee whichever is greater |
| 3. | Full or partial cancellation, less than two weeks notice, but at least 48 hours advance notice | 50% of fee |
| 4. | Full or partial cancellation, less than 48 hours advance notice | No Refund |
| 5. | Request for change of tent or dates, or additions to a confirmed reservation made within two weeks of scheduled arrival date | \$20.00 |

D. Notwithstanding anything to the contrary in this Section, there shall be a Campership Program to provide subsidies for lower income families who certify that they cannot afford the fees set forth elsewhere in this Section. Eligibility for participants in the Campership Program is based upon State and Federal low-income criteria. Persons who qualify for camperships are granted a discount in fees of up to 50% for their stays at Family Camp. The amount of the campership shall correspond to the level of need as determined by the income of the campership applicant. The camperships are granted on a first-come, first served basis until the campership allotment for the current fiscal year is depleted.

SECTION 9. HAPPY HOLLOW PARK AND ZOO. The following schedule of fees is hereby established for the Happy Hollow Park and Zoo:

- A. Happy Hollow Park and Zoo Combined Admission Ticket and unlimited use of Happy Hollow Park rides

<u>1. Regular Rates</u>	<u>Price Per Person Per Day</u>
Children Under 2	No charge
Regular Admission	\$ 5.50
Age 65-74 years and Disabled	\$ 5.00
Age 75 years and older	No charge

2. Group Rates. A group is 14 or more people of qualifying ages who request to enter the park or zoo for a group event on a given day as agreed upon between the group representative and the Park Supervisor

<u>Group Rates</u>	<u>Price Per Person Per Day</u>
Children Under 2	No charge
Regular Group Admission	\$ 5.00
Age 65-74 years and Disabled	\$ 4.50
Age 75 years and older	No charge
Prearranged tours	To be established by the Director, not to exceed cost recovery

3. The Director may reduce admission fees on those days on which promotional activities or special events are scheduled. In addition, the Director has the authority to issue rain checks in the event of inclement weather or other unforeseen causes that may require an admittee to leave the park. The Director is also authorized to not collect an admission fee during inclement weather when no cashier is on duty. No admission fee will be charged to Happy Hollow Corporation members with valid membership cards.
4. The fee for admission to the zoo only, during inclement weather, or if less than 3 rides are operating shall be \$4.50 (or \$1.00 less than the regular admission rate) per person.
- B. The fee for the exclusive reservation of Small Group Areas (for up to 40 people) shall be \$ 25.00 per half day.
- C. The fee for the exclusive reservation of Large Group Areas shall be a flat rate of \$ 100.00 per day.

D. Amusements The Director has the authority to set fees for coin operated amusements located within Happy Hollow Park and Zoo. The fee for the Kelley Park Express Train shall be \$ 1.75 round trip for persons age 2-74 years.

E. Reservation Fee For Open Areas:

1. During regular business hours
 - a. Designated specific area \$ 300.00
(4 hour maximum)
2. After Hours Use
 - a. Zoo or Park only: \$ 500.00 use fee plus \$ 5.00 per person admission (100 person minimum)
 - b. Entire Facility (Park & Zoo): \$ 1,000.00 use fee plus \$ 5.00 per person admission (100 person minimum)
 - c. Optional after hours activities: To be established by Director

F. Souvenir Sales To be established by Director
(includes Zoo Animal Food Sales)

G. Coin-Operated Amusement To be established by Director

SECTION 10. PARKING FEES.

A. Except as expressly otherwise provided, a parking fee shall be charged as follows at Almaden Lake Park, Alum Rock Park, Central Service Yard, Kelley Park and Lake Cunningham Park:

Car Rate (Regular)	\$ 6.00 per day
Car Rate (Senior, Veteran, & Disabled)	\$ 2.00 per day
Bus Rate (10 or more passengers)	\$ 18.00 per day
Annual parking permit (1 year date of purchase)	
Regular	\$ 80.00 per year
Senior, Veteran, and Disabled	\$ 30.00 per year
Ten Visit parking permit	
Regular	\$ 40.00
Senior, Veteran, and Disabled	\$ 15.00

A day pass can be redeemed and applied toward the purchase of the higher priced annual pass or ten visit pass if purchased on the same day.

B. The parking fees for the lot located at Municipal Stadium, when operated by the City and for the lots located at the Guadalupe River Park shall be as follows.

1. Daily Parking Rates: \$ 6.00 per car or \$ 18.00 per bus
2. Special Rates: The City's Director of Parks, Recreation and Neighborhood Services is hereby authorized to charge a flat rate at the Municipal Stadium or Guadalupe River Park surface lots as specified below for an event for which the Lot is reasonably expected to provide parking under any one of the following conditions.
 - a. The Director reasonably anticipates that (i) the majority of parking customers attending the event will arrive at the Lot within the same hour and (ii) the majority of parking customers leaving the event after it is over will exit the Lot within the same hour.
 - b. The event will end on or after 12:00 a.m.
 - c. Subsequent days of any multi-event if the Flat Rate was charged at the Lot on previous days of the event.
3. Special rates are set forth in the following chart. These rates are determined based upon anticipated attendance.

<u>Facility</u>	<u>Attendance</u>	<u>Fee</u>
Municipal Stadium	Less than 5,000	\$ 6.00/car \$18.00/bus
	5,000-8,000	\$ 9.00/car \$18.00/bus
	More than 8,000	\$14.00/car \$18.00/bus
GRP Lots	Less than 5,000	\$ 6.00/car \$18.00/bus
	5,000-8,000	\$ 9.00/car \$18.00/bus
	More than 8,000	\$14.00/car \$18.00/bus

C. A charge of Eighteen Dollars (\$18.00) per vehicle per day shall be charged for excursion buses, trucks, and all other vehicles of a size designed or used for the transportation of ten (10) or more passengers; provided, however, that no parking fee shall be required of buses transporting passengers for hire where the

same are operated pursuant to a franchise issued by the City of San Jose, nor for buses transporting school children pursuant to any school function or activity.

- D. The parking fee shall not apply to vehicles operated by City employees and concessionaires while engaged in the performance of their employment, nor shall the same be applicable to vehicles engaged in loading or unloading supplies required in the operation of the parks or any concessions therein. Youth Science Institute personnel shall not be required to pay a parking fee while engaged in the performance of their official duties at Alum Rock Park pursuant to a written agreement between the Institute and the City. The parking fees shall not apply to vehicles operated by persons conducting, engaged in, or participating in events co-sponsored by the Parks, Recreation and Neighborhood Services Department or volunteering services. The fee also does not apply to persons conducting business at Leininger Center. The parking fee shall not apply to vehicles that are in compliance with the Clean-Air Vehicle provisions or the Hybrid Vehicle provisions as stated in Resolution No. 71535.
- E. The Director has the authority to not charge parking fees when the Director determines that the cost of staffing the parking lot will exceed the projected revenues from collecting the fees.

SECTION 11. SPECIFIC SITE FEES.

A. Prusch Farm Park.

1. The Multicultural Arts Center is reserved for theater arts and performing arts functions only.
 - a. Category I

Application Fee		\$ 50.00 per application
Regular Hours		No charge
 - b. Category II

Application Fee		\$ 50.00 per application
Regular Hours		\$ 17.00 per hour
 - c. Category III

Application Fee	Resident	\$ 55.00 per application
	Non-Resident	\$ 110.00 per application
Regular Hours	Resident	\$ 55.00 per hour
	Non-Resident	\$ 95.00 per hour
2. Barn Use: To be established by Director not to exceed cost recovery

B. Leininger Center and Environs

1. Lower and Center Patio Area and Stage (available only with Okayama room reservation) \$ 250.00 per event (4 hour maximum)
2. Lower and Center Patio Area and Stage (available only with Okayama room reservation) \$ 50.00 per hour (over 4 hours)
3. Japanese Friendship Garden Teahouse (Monday - Friday, 8:00 a.m. - 5:00 p.m.) \$ 250.00 per use

C. Kelley Park: Historic Trolley \$ 1.50 round trip

SECTION 12. FEE CLASSES AND ACTIVITIES.

- A. The Director shall be authorized to set the fees and charges for recreational classes and activities offered on a cost recovery basis at all PRNS Facilities. There is a \$10.00 processing fee for all cancellations requested by the user.
- B. Refunds will be given for class cancellations received by the City at least 14 calendar days prior to the start of the program/class. No refunds will be made for cancellations received by the City less than 14 calendar days prior to the start of the program/class.
- C. The Director may from time to time conduct in any City operated facility, public sales of articles created in the Department's Arts and Crafts classes. The proceeds from such sales shall be collected by the Director and distributed to the persons who created the articles after deduction of state sales tax and ten percent (10%) of the sales price for retention by the City for its costs.
- D. An administrative fee for each participant registered in a fee class at any City-sponsored fee class program shall be charged as set forth in this Subsection with the exception of classes offered by the Office on Aging at any City-sponsored or co-sponsored Senior Center, and classes offered by Therapeutic Recreation Services for their special population. The administrative fee also applies to School Age Growth and Enrichment (SAGE), Sports Leagues, and Day Camps.

	<u>3 meetings or less</u>	<u>More than 3 meetings</u>
Per resident per class	\$ 2.00	\$ 8.00
Per non-resident per class	\$ 10.00	\$ 25.00

SECTION 13. ROOSEVELT ROLLER HOCKEY RINK.

The following schedule of fees is hereby established for use of the Roosevelt Park Roller Hockey Rink:

A. Use of Roosevelt Park Roller Hockey Rink

1. Regular Rates. Regular rates include use of the roller hockey rink, as well as the use of standard safety equipment (helmet with cage/mask, elbow pads, combination knee and shin guards, and gloves) and hockey sticks and pucks.

<u>Regular Rates</u>	<u>Price per 90 minute skating session</u>
Youth, Seniors or Disabled	\$ 2.00
Students	\$ 5.00
Adults with League Membership	\$ 5.00
Adults without League Membership	\$ 7.00
Monthly Pass (Youth 17 and under only)	\$ 10.00 per month

2. Group Rates. A group is limited to a maximum of 25 participants who agree to use the Roller Hockey Rink on a given day at a specific time as agreed upon between the group representative and the Department of Parks, Recreation and Neighborhood Services. No equipment will be provided for groups using the facility.

<u>Group Rates</u>	<u>Price per 90 minute skating session</u>
Youth, Seniors or Disabled Group	\$ 40.00
Adult Group	\$ 75.00

3. Tournament Rates. Tournament rates include reservation of the roller hockey rink for two days, from 9:00 a.m. to 6:00 p.m. If the tournament occurs beyond normal business hours, there may be an additional charge for staff time.

a. Category I	\$ 200.00 per tournament
b. Category II	\$ 550.00 per tournament
c. Category III	\$ 1,000.00 per tournament

4. Lessons and Leagues. The Director has the authority to set fees for roller hockey lessons and City-sponsored roller hockey leagues, at a rate not to exceed cost recovery.

SECTION 14. FEE REDUCTION.

The Director also has the authority to reduce any or all of the fees of this resolution. The Director may exercise the authority under this Section provided that the following criteria are met:

1. The fee reduction is intended to promote the use of the Facility;
2. The fee reduction shall not reduce the applicable fee by more than 50%;
3. The fee reduction is publicized; and
4. The fee reduction is limited to the length of the individual event.

SECTION 15. FILMING ON CITY PREMISES.

The Director is authorized to charge persons who desire to film on the City's premises. An additional fee for requested or required staff assistance may apply at actual staff cost. The fee shall be set by agreement with the Director. Fee may be paid by in kind exchange or promotional trade offs as approved by Department Director provided the City receives at least the equivalent fair market value to the applicable fee. Filming Permit fees as listed below are only for passive, non-disruptive activities involving filming and does not reduce or eliminate the requirement that the permittee obtain all other permits required for the proposed activity, including without limitation, permits and fees required to reserve portions of City property.

- | | | |
|----|-------------------------------------|---|
| 1. | Noncommercial filming | \$ 30.00 per 8 hours |
| 2. | Commercial filming (8 hour minimum) | \$ 500.00 per 8 hours |
| 3. | Other charges: | |
| a. | 1 to 3 vehicles at the site | \$ 100.00 per 8 hours |
| b. | 4 to 5 vehicles at the site | \$ 150.00 per 8 hours |
| c. | 6 or more vehicles at the site | \$ 200.00 per 8 hours (plus \$30.00
for each vehicle over 6) |
| d. | Additional 4 hour (minimum) period | \$ 250.00 per period |
| e. | Commercial Photography | \$ 500.00 per 8 hours |
| f. | Wedding/Portrait Photography | \$ 120.00 per 8 hours |

SECTION 16. EQUIPMENT RENTAL, TRAINING AND EDUCATION MATERIALS.

The Director is hereby authorized to set fees for the use of Department equipment and to set the prices charged for the sale of Department training and educational materials.

SECTION 17. FOOD AND MERCHANDISE.

The Director is hereby authorized to set the prices charged for food and merchandise, including but not limited to Koi food, offered for sale at City-operated concessions at City parks and recreational facilities.

SECTION 18. BOAT RENTAL AND LAUNCHING FEES.

The Director is hereby authorized to set the charges for the rental of boats and other water vessels as well as the charges for boat launching at City parks and recreational facilities which are not set by an agreement with a privately operated concession.

SECTION 19. FIREWOOD COLLECTION PERMIT.

The charge for a Firewood Collection Permit shall be \$100 per cord.

SECTION 20. EFFECTIVE DATE/REPEAL.

This Resolution shall become effective as of July 1, 2004. As of July 1, 2004, Resolution No. 71740 shall be repealed.

ADOPTED this 15th day of June, 2004, by the following vote:

AYES: CAMPOS, CHAVEZ, CHIRCO, CORTESE, DANDO,
GREGORY, LeZOTTE, WILLIAMS, YEAGER;
GONZALES

NOES: REED

ABSENT: NONE

DISQUALIFIED: NONE

RON GONZALES
Mayor

ATTEST:

LEE PRICE, CMC
City Clerk

